



AF/1631

Docket No. 03560.002025.1

Date: November 4, 2004

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of: TADASHI OKAMOTO, ET AL.

Application No.: 09/931,048

For: PROCESS FOR DETECTING TARGET NUCLEIC ACID (As Amended)

Filed: August 17, 2001

Group Art Unit: 1631

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

November 4, 2004

(Date of Deposit)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Michael K. O'Neill, Reg. No. 32,622

(Name of Attorney for Applicant)

Signature

November 4, 2004
Date of Signature

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated May 4, 2004 of the Primary Examiner finally rejecting claims 1 to 13 and 186

The item(s) checked below are appropriate.

1. ☒ A Petition for a three month extension of time to respond to the final rejection, together with the \$ 980.00 extension fee under 37 C.F.R. §1.17, is filed herewith.
2. ☐ A Petition for an additional month extension of time to take further action, together with the \$ extension fee under 37 C.F.R. §1.17, was filed on .
3. ☒ Fee \$340.00
☐ Fee \$170.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)
☒ Enclosed
☐ Not required (fee paid in prior appeal)
☐ Charge to Deposit Account No. 06-1205 (One additional copy of this Notice enclosed herewith)

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4. ☒ Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205.
5. ☒ Applicants' undersigned attorney may be reached in our Costa Mesa, California office by telephone at (714) 540-8700. All correspondence should continue to be directed to our address given below.

Respectfully submitted,



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